



July 1, 2021 – December 31, 2021 Rule Development Agenda

Pursuant to RCW 34.05.314, this report describes current and anticipated rule development activities for the Liquor and Cannabis Board (LCB). If you have any questions regarding this report or LCB rule development activities, please contact Katherine Hoffman, LCB Policy and Rules Manager at 360-664-1622 or katherine.hoffman@lcb.wa.gov.

This agenda is for informational purposes, and the noted dates of anticipated rulemaking actions are estimates. Any errors in the agenda do not affect the rules and rulemaking notices filed with the Office of the Code Reviser and published in the Washington State Register. There may be additional LCB rule development activities that cannot be forecasted as the agency initiates rulemaking to implement new state laws, meet federal requirements, or meet unforeseen circumstances. The “**Key**” below explains terms and acronyms.

KEY

CR: “Code Reviser” on the notice forms created by the Office of the Code Reviser for use by all state agencies.

CR-101: Preproposal Statement of Inquiry filed under RCW 34.05.310.

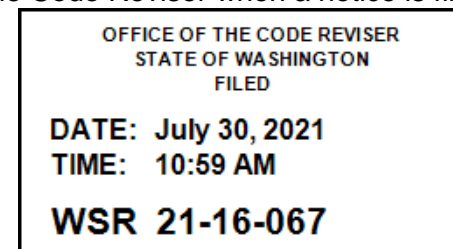
CR-102: Proposed Rule Making notice filed under RCW 34.05.320 or 34.05.340.

CR-103: Rule Making Order permanently adopting a rule, and filed under RCW 34.05.360 and 34.05.380.

RCW: Revised Code of Washington

WAC: Washington Administrative Code

WSR: Washington State Register official filing reference number given by the Office of the Code Reviser when a notice is filed.



**Liquor Related Rule Development Agenda
July 1, 2021 – December 31, 2021**

RCW/SESSION LAW	RULE TITLE	CR-101	CR-101 WSR#	CR-102	CR-102 WSR#	CR-103	CONTACT	PHONE
RCW 66.08.030, RCW 66.24.140, RCW 66.24.145	Chapter 314-28 WAC – Distillers. The Washington State Liquor and Cannabis Board (Board) is considering revisions to chapter 314-28 WAC to add alternating proprietorship requirements for distilleries and craft distilleries.	11/13/2019	19-23-044	N/A Anticipate Withdrawal	N/A	N/A	Audrey Vasek	360-664-1758
Engrossed Second Substitute House Bill (E2SHB) 1480 (chapter 48, Laws of 2021)	Engrossed Second Substitute House Bill (E2SHB) 1480 (chapter 48, Laws of 2021), relating to extending certain privileges granted to liquor licensees to mitigate the impact of the coronavirus pandemic, took effect on April 14, 2021. Rules are needed to implement E2SHB 1480, which allows specifically listed privileges for certain liquor licensees to continue until June 30, 2023.	5/12/2021	21-11-035	9/29/2021 (Anticipated)		11/24/2021 (Anticipated)	Audrey Vasek	360-664-1758

**Cannabis Related Rule Development Agenda
July 1, 2021 – December 31, 2021**

RCW/SESSION LAW	RULE TITLE	CR-101	CR-101 WSR#	CR-102	CR-102 WSR#	CR-103	CONTACT	PHONE
RCW 69.50.342; RCW 69.50.345.	WAC 314-55-075 – Marijuana [Cannabis] producer license – Privileges, requirements and fees.	12/18/2019	20-01-171	4/28/2021	21-10-040	7/7/2021 WSR 21-14-113	Kathy Hoffman	360-664-1662
RCW 69.50.342 RCW 69.50.345.	WAC 314-55-101 – Quality assurance sampling protocols; WAC 314-55-102 – Quality assurance testing (effective until February 28, 2021); New Section WAC 314-55-1021 – Quality Assurance and Quality Control (Effective March 1, 2021 until August 31, 2021; New Section WAC 314-55-1022 – Quality Assurance and Quality Control (Effective September 1, 2021); and WAC 314-55-1025 – Proficiency testing.	8/8/18	18-17-041	Anticipated		Anticipated	Jeff Kildahl	360-664-1781

RCW 69.50.342 RCW 69.50.345	WAC 314-55-077 – Marijuana processor license – Privileges, requirements and fees; WAC 314-55-079 – Marijuana retailer license – Privileges, requirements and fees.	3/31/2021	21-08-035	5/26/2021	21-12-052	7/21/2021 WSR 21-15-124	Jeff Kildahl	360-664-1781
RCW 69.50.331 RCW 69.50.342	WAC 314-55-040 – What criminal history might prevent a marijuana [cannabis] license applicant from receiving or keeping a marijuana [cannabis] license?	2/17/2021	21-05-074	7/7/2021	21-14-111	9/1/2021 (Anticipated)	Jeff Kildahl	360-664-1781
RCW 69.50.342(1)(m) RCW 69.50.345	WAC 314-55-XXX – Marijuana additives, solvents, ingredients, or compounds. The Washington State Liquor and Cannabis Board (WSLCB) is considering establishing a new rule section that would allow the WSLCB to evaluate additives, solvents, ingredients or compounds used in the production and processing of marijuana products other than delta-9 tetrahydrocannabinol (THC), as well as CBD, hemp, or both converted to delta-8 THC, delta-9 THC, or any other marijuana compound that is not currently identified or defined in the Revised Code of Washington (RCW), the Washington Administrative Code (WAC), or both, to determine whether such substances pose a risk to public health or youth access.	7/7/2021	21-14-117	9/29/2021 (Anticipated)		10/20/2021 (Anticipated)	Katherine Hoffman	360-664-1622

**General Rule Development Agenda
July 1, 2021 – December 31, 2021**

RCW/SESSION LAW	RULE TITLE	CR-101	CR-101 WSR#	CR-102	CR-102 WSR#	CR-103	CONTACT	PHONE
RCW 66.08.030, RCW 66.08.150 RCW 66.44.010 RCW 69.50.342 RCW 69.50.345 RCW 70.155.150 RCW 70.345.020	The Washington State Liquor and Cannabis Board (WSLCB) is considering rulemaking to create summary license suspension and petition for stay provisions that would allow for enforcement of Governor's proclamations. These permanent rules would supersede and replace emergency rules WAC 314-12-250 and 314-12-275, which established summary license	4/14/2021	21-09-041	N/A Anticipate Withdrawal	N/A	N/A	Audrey Vasek	360-664-1758

	<p>suspension and petition for stay provisions for the enforcement of Governor's proclamations issued as a result of the novel coronavirus (COVID-19) outbreak, filed as WSR 21-07-077 on March 17, 2021, and any successive emergency rules that supersede and replace WSR 21-07-077. As part of this rulemaking, the WSLCB is considering potentially amending or repealing existing summary license suspension and petition for stay provisions, and any related provisions, in Title 314 WAC and consolidating these provisions into new rule sections applicable to all licensees.</p>							
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